

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 2289 - SB 2196

February 27, 2012

SUMMARY OF BILL: Requires the Commissioner of Revenue to suspend or revoke the license or permit issued pursuant to the Business Tax Act when any business, vocation, or occupation is convicted of, pleads guilty to, or enters a plea of nolo contendere to any violation concerning synthetic derivatives or analogues of methcathinone. Requires the applicable county legislative body, committee, or board to suspend or revoke the beer permit license issued to any person when such person is convicted of, pleads guilty to, or enters a plea of nolo contendere to any violation concerning synthetic derivatives or analogues of methcathinone. Requires any such suspension or revocation, pending appeal, to be for a period not less than 60 days following the final action of the court. Requires court clerks to notify the Department of Revenue (DOR) or the applicable local government official concerning the action of the court. Authorizes the court clerk to charge a fee to cover the cost of providing notification.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- In the case of business tax licensees, the appropriate county court clerks will report to the Department of Revenue (DOR) only applicable drug convictions of individuals holding business tax licenses.
- In the case of beer permit licensees, the appropriate county court clerks will report to the appropriate county beer board only applicable drug convictions of individuals holding beer permit licenses.
- The number of conviction reports made by county clerks to either DOR or county beer boards in any given year is estimated to be not significant; therefore, any increase in local fee revenue received for the purpose of covering the cost of notification is considered not significant.
- Given the number of annual reports made by county clerks in a given year is considered not significant, and further given that any convicted person may reinstate a business tax license or beer permit license following the required 60-day revocation, any increase in reinstatement fee revenue, and any potential decrease in business tax revenue or beer tax revenue is estimated to be not significant.

HB 2289 – SB 2196

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

/rnc